

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 7559**
Ryouichi HOSHINO et al. : Attorney Docket No. 2006_0019A
Serial No. 10/566,503 : Group Art Unit 1618
Filed February 6, 2006 : Examiner Nissa M. Westerberg
ORAL SUSTAINED-RELEASE TABLET : **Mail Stop: AF**

NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated September 22, 2008 of the Primary Examiner finally rejecting claims 3-5.

A timely response to the final rejection has been filed.

The extension fee of \$490.00 for a two-month extension of time is to be charged to the credit card provided.

The Appeal Fee of \$540.00 (other than Small Entity)
 \$270.00 (Small Entity)

is enclosed
 is to be charged to the credit card provided.

The Appeal Fee is not required since it was paid in a prior appeal.

The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.

Respectfully submitted,

Ryouichi HOSHINO et al.

By /Amy E.
Schmid/

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